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E-filed on March 23, 2011

9
 10 UNITED STATES BANKRUPTCY COURT
 11 DISTRICT OF NEVADA

12
 13 In re:) CASE NO. BK-N-10-54234-gwz
 14 JAMES WEST, aka JIM WEST, and)
 15 CARLEEN J. WEST, dba SWEET) Chapter 12
 16 WATER RANCH,)
 17) STIPULATION TO CONTINUE
 18) HEARING ON CONFIRMATION OF
 19) DEBTORS' CHAPTER 12 PLAN
 20)
 21) Hearing Date: April 11, 2011
 22) Hearing Time: 2:00 P.M.
 23) Estimated Time: 1 Hour
 24)
 25) /

26
 27 Debtors filed their Chapter 12 Plan in this case on February 24, 2011. It is set for hearing
 28 on April 11, 2011, at 2:00 p.m., being within the 45 day period permitted for plan confirmation by
 29 11 U.S.C. Sec. 1224. The parties hereto, by counsel, stipulate that the hearing on the confirmation
 30 of Debtors' Chapter 12 Plan of Reorganization be continued for a period of sixty (60) days from
 31 April 11, 2011, or as soon thereafter as the Court's calendar permits.

32
 33 11 U.S.C. 1224 permits the Court to extend the 45 day confirmation period "for cause."
 34 The parties believe that cause exists for the requested extension, as follows:

35
 36 On March 18, 2010, a conference call occurred between the major parties to this
 37 case, being Stefanie Sharp, Esq., counsel for Nevada State Bank (herein, "NSB"), and NSB's
 38 representative Lamar Kunzler; Amy Tirre, Counsel for Tri-State Livestock Credit, and Tri-State's

1 representative, Robert Bergsten; Louis M. Bubala, counsel for Farm Credit Leasing Services
 2 Corporation; and Debtors, their counsel John White and their Chapter 12 Plan consultant, Bob
 3 Fletcher, for the purpose of determining whether the parties might be able to agree to the terms of
 4 a Chapter 12 plan. During that phone conference: the creditors requested additional information
 5 from Debtors and their plan consultant; the parties agreed, subject to Court approval, to continue
 6 working toward a consensual plan. The parties also agreed that the referenced additional 60 days
 7 would be necessary to facilitate their continued negotiations.

9 Wells Fargo Equipment Finance Inc, which has a security interest in Debtors' backhoe,
 10 though not a participant in the phone conference, has agreed to the above-referenced 60-day
 11 extension.

13 Debtors have been unable to contact the only other secured creditor who has filed a claim
 14 in this case, being Wells Fargo Auto Finance, which filed a \$14,222 claim (Claim 10-1), secured
 15 by Debtors' 97 Ford Van valued by Wells Fargo at \$9,260.00 and does not know whether or not
 16 it objects. Debtors will make two adequate protection payments to Wells Fargo Auto Finance,
 17 each in the amount of \$438.44, which counsel for Debtors understands to be the regular monthly
 18 payment, during the extension period.

19 WHEREFORE, the parties hereto stipulate that the confirmation hearing in this case be
 20 continued until June 10, 2011, or as soon thereafter, as is convenient to the Court. Any objections
 21 to the Plan must be filed and service of the objection must be completed on the movant, no later
 22 than fourteen (14) days preceding the new hearing date set for the confirmation of the Debtor's
 23 Chapter 12 Plan as set forth in LR 9014 (d)(1).

25 ///

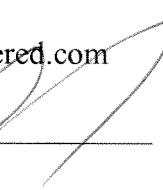
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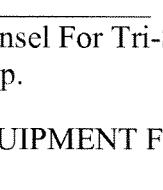
1 A proposed order granting this Stipulation is lodged herewith.
2

3 DATED: March 23, 2011
4

5 Submitted by:
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11 By: 
12 John White, Esq.
13 Counsel for Debtors

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19 By: 
20 Amy Tirre, Esq., Counsel For Tri-State
21 Livestock Credit. Corp.

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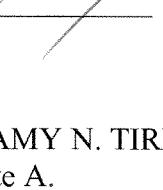
27 By: 
28 Melissa Harris

29 Upon Debtors' representation that all creditors entitled to adequate protection payments have
30 approved this stipulation, or otherwise been provided for, I have no objection to this Stipulation:

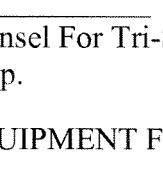
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53 By: 
54 Louis M. Bubala, Esq., Counsel for Farm
55 Credit Leasing Services Corp.

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11 UNITED STATES BANKRUPTCY COURT
12 DISTRICT OF NEVADA

13
14 In re:

15 JAMES WEST, aka JIM WEST, and
16 CARLEEN J. WEST, dba SWEET WATER
17 RANCH,

21 Debtors-in-possession

18) CASE NO. BK-N-10-54234-gwz
19)
20) Chapter 12
21)
22) ORDER APPROVING
23) STIPULATION TO CONTINUE
24) HEARING ON CONFIRMATION OF
25) DEBTORS' CHAPTER 12 PLAN
26)
27) Old Hearing Date: April 11, 2011
28) Old Hearing Time: 2:00 p.m.
29) New Hearing Date: July 7, 2011
30) New Hearing Time: 2:00 p.m.
31) Estimated Time: 1 hour

22
23 Debtors having filed their Chapter 12 Plan on February 24, 2011 which is set for hearing
24 on April 11, 2011, at 2:00 p.m., and

25 The Debtors and the major secured creditors in this case having filed their
26 STIPULATION TO CONTINUE HEARING ON CONFIRMATION OF DEBTORS'

CHAPTER 12 PLAN (“Stipulation”), seeking an order continuing the time within which Debtors’ Chapter 12 Plan may be confirmed, for sixty (60) days from April 11, 2011, and good cause appearing:

The Stipulation is approved.

Debtors shall make two adequate protection payments to Wells Fargo Auto Finance, each in the amount of \$438.44 during the period of the 60 day extension.

The Debtors' Chapter 12 Plan shall be heard on July 7, 2011, at 2:00 p.m.. Any objections to the Plan must be filed and service of the objection must be completed on the movant, no later than fourteen (14) days preceding the aforementioned hearing date.

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CERTIFICATION PURSUANT TO LR 9021

5 Counsel submitting this document certifies that the order accurately reflects the Court's
6 ruling and that (check one):

7 The court has waived the requirements set forth in LR 9021(b)(1).

8 No party appeared at the hearing or filed an objection.

9 I have delivered a copy of this proposed order to all counsel who appeared at the
10 hearing, and any unrepresented parties who appeared at the hearing, and each has
11 approved or disapproved the order, or failed to respond, as indicated below.

12 I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order,
13 and no parties appeared or filed written objections.

14 Dated this 23 day of March 2011.

15 WHITE LAW CHARTERED

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17 JOHN WHITE, ESQ.
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